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10  
11 **UNITED STATES DISTRICT COURT**

12 **DISTRICT OF NEVADA**

13 VICTORIA MESSINA, an individual,  
14  
15 Plaintiff,

16 vs.

17 ALBERTSON'S LLC, a Foreign Corporation;  
18 DOES I – X; and ROE CORPORATIONS I – X,  
19 inclusive,

20 Defendants.

Case No.: 2:17-cv-00274-KJD-CWH

**STIPULATION AND ORDER TO  
CONTINUE HEARING ON MOTION IN  
LIMINE TO EXCLUDE PLAINTIFF'S  
CLAIM FOR DAMAGES (ECF NO. 35)**

21 Plaintiff Victoria Messina ("Plaintiff") and Defendant Albertson's LLC ("Defendant"), by and  
22 through their respective counsel of record, hereby respectfully submit this stipulation and proposed  
23 order to continue the hearing on Defendant's Motion in Limine to Exclude Plaintiff's Claim for  
24 Damages (ECF No. 35) which is currently set for May 29, 2018, at 2:00 p.m.

25 **STIPULATION**

- 26
- 27 1. On March 23, 2018, Defendant filed a Motion in Limine to Exclude Plaintiff's Claim for  
28 Damages (ECF No. 35) (the "Motion").
  2. On April 9, 2018, Plaintiff filed an Opposition to the Motion (ECF No. 37).
  3. On April 25, 2018, the Court issued a Minute Order (ECF No. 39) stating that the Motion  
will be construed as a motion for sanctions and allowing Defendant to file a reply in  
support of the Motion.
  4. On May 2, 2018, Defendant filed a Reply in support of the Motion (ECF No. 40).

1 5. On May 7, 2018, the Court issued a Minute Order (ECF No. 41) setting a hearing on the  
2 Motion for May 29, 2018, at 2:00 p.m.

3 6. Counsel for the parties have a scheduling conflict with the current hearing date.

4 7. As such, the parties hereby stipulate and request that the hearing on the Motion be  
5 continued to May 30, 2018, at 3:00 p.m.

6 IT IS SO STIPULATED.

7 DATED: this 8<sup>th</sup> day of May, 2018.

DATED: this 8<sup>th</sup> day of May, 2018.

8 **GREENSPOON MARDER, P.A.**

**BACKUS, CARRANZA & BURDEN**

9 By: /s/ Vincent J. Aiello  
10 Vincent J. Aiello, Esq.  
11 Nevada Bar No. 7970  
12 3993 Howard Hughes Parkway, Suite 400  
13 Las Vegas, NV 89169  
14 *Attorneys for Plaintiff*

By: /s/ Jack P. Burden  
Jack P. Burden, Esq.  
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*Attorneys for Defendant*

15 DATED: this 8<sup>th</sup> day of May, 2018.

16 **HICKS & BRASIER, PLLC**

17 By: /s/ Alison M. Brasier  
18 Alison M. Brasier, Esq.  
19 Nevada Bar No. 10522  
20 4101 Meadows Lane, Suite 210  
21 Las Vegas, NV 89107  
22 *Attorneys for Plaintiff*

23 **ORDER**

24 Pursuant to the stipulation of the parties and good cause appearing,

25 IT IS HEREBY ORDERED that the hearing on Defendant's Motion in Limine to Exclude  
26 Plaintiff's Claim for Damages (ECF No. 35) shall be continued to May 30, 2018, at 3:00 p.m.

27 IT IS SO ORDERED.

28 DATED: May 17, 2018

  
UNITED STATES MAGISTRATE JUDGE